



Customer No. 31013

Docket No. 100647-4010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Ma et al.
Serial No. : 10/005,586
Filed : October 29, 2001
For : MODIFIED CARBIDE AND OXYCARBIDE CATALYSTS
AND METHODS OF MAKING AND USING THEREOF
Art Unit : 1755
Examiner : Patricia L. Hailey.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: January 23, 2004

Signature:

Teresa Pastor

Kramer Levin Naftalis & Frankel LLP

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Final Office Action mailed July 23, 2003 rejecting claims 1-36. Applicants note the filing of this Notice preserves the pendency of this application so that Applicants' 1.116 Amendment After Final filed December 23, 2003 may be considered and entered.

A Petition For Third Month Extension Of Time has been filed concurrently to extend to the time for filing this Notice to January 23, 2004. Thus, this Notice is timely filed.

01/28/2004 CNGUYEN 00000022 10005586

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165.00 OP

KL3:2314435.1

Our check in the amount of \$165.00 is enclosed to cover the appeal fee for a small entity as required by 37 C.F.R. § 1.17(b).

Please charge any additional payments or credit any overpayment to Deposit Account No. 50-0540. A duplicate copy of this Notice is enclosed.

Respectfully submitted,

Date: January 23, 2004

By:



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